

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

K.M., et al.,	:	CIVIL ACTION
Plaintiffs,	:	
	:	No. 14-2131
v.	:	
	:	
CHICHESTER SCHOOL DIST. et al.,	:	
Defendants.	:	

ORDER

This 10th day of February, 2015, upon consideration of Defendant Chichester School District's Motion to Dismiss and Plaintiffs' response, it is **ORDERED** as follows:

- I. Plaintiffs' claims against Defendants DiMarino and Stewart are **DISMISSED** by agreement of the parties.
- II. Defendants' Motion to Dismiss Count I of Plaintiffs' Complaint, alleging Defendants' failure to train or supervise caused the violation of Plaintiff K.M.'s rights is **GRANTED in part and DENIED in part**. Claims arising under the Fourth Amendment are **DISMISSED**, but claims under the Fourteenth Amendment survive.

/s/ Gerald Austin McHugh
United States District Court Judge